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February 29, 2008

By Electronic Filing

The Honorable Leonard P. Stark, Magistrate Judge
United States District Court – District of Delaware
U. S. Courthouse
844 King Street, Lockbox 26
Wilmington, DE 19801

RE: **Johnnie M. DuBose v. Michael Walsh, New Castle County Sheriff;
American Business Credit, Inc.; Robert K. Beste, Jr.; and Maggie
Clausell; District Court - C. A. No. 07-045 (MPT)**

Dear Judge Stark:

I write in response to Your Honor's Order dated February 26, 2008 (D.I. 35), which, among other things, set a briefing schedule on Plaintiff's Motion for Reconsiderations (D.I. 30), which is an application for reconsideration of the denial of Plaintiff's request to enter a default judgment against Defendant American Business Credit, Inc.

I do not represent American Business Credit, Inc., in this matter. I write to Your Honor to point out that it is believed such entity is or was in bankruptcy, in this District, in C. A. No. 05-10206-MFW. I do not practice frequently in Bankruptcy Court, but that matter does appear to be closed; and, to my knowledge, no claim was made by Plaintiff in Bankruptcy Court with respect to the pending action before this Court.

Respectfully submitted,

ROBERT K. BESTE, JR.

RKB/msj

cc: Mr. Johnnie M. DuBose (by First-Class Mail)
Laura Thomas Hay, Esq. (by Electronic Filing)
Paul P. Cottrell, Esq. (by Electronic Filing)
Donald L. Gouge, Esquire (by Electronic Filing)
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Clerk of Court, District Ct. (by First-Class Mail)

05021-0059; Doc. #28